

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
April 3, 2005
Tribal Court Room 7500 Odawa Circle
Smudging 9:15 a.m.
9:30 a.m.

Executive Session: no

Call to Order: Meeting was called to order at 10:08 a.m.

Council Present: Tribal Chairman Frank Ettawageshik, Vice-Chairperson Beatrice A. Law, Secretary Dexter McNamara, Treasurer Alice Yellowbank, Councilor Rita Shananaquet

Absent: Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.

Legal Staff Present: none

Staff Present: Michele LaCount-Executive Assistant, Albert Colby, Jr.-Tribal Administrator, Valerie Tweedie-Chief Financial Officer, Heidi Yapple-Grant Writer

Commission, Boards and Committees:

Guests: Harvey Gibson, Sharon Sierzputowski,

Opening Ceremony: Beatrice A. Law

Motion made by Treasurer Alice Yellowbank and supported by Vice-Chairperson Beatrice A. Law to adopt the agenda for April 3, 2005 with additions.

Vote: 5 Yes, 0 No, 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Abstained

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Dexter McNamara to approve the minutes of March 20, 2005 with corrections.

Vote: 5 Yes, 0 No, 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet to accept the Treasurer's verbal and written report as presented by Valerie Tweedie, C.F.O., for April 3, 2005.

Vote: 5 Yes, 0 No, 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Absent, 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to accept the Tribal Administrator Albert Colby, Jr.'s verbal and written report for April 3, 2005.

Vote: 5 Yes, 0 No, 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Absent, 0 Abstained

Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Secretary Dexter McNamara that we do not publish political advertising in the Odawa Trails, because the Odawa Trails is funded through federal indirect cost support monies, political advertising is prohibited by federal regulations.

Vote: 5 Yes, 1 No (Treasurer Alice Yellowbank), 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Absent, 0 Abstained

Motion Carried

11:13 a.m. recess called

11:26 a.m. meeting reconvened

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to approve the draft FY 2006 Governmental Budget as presented in the Tribal Council work session on March 19, 2005.

Vote: 4 Yes, 1 No (Councilor Rita Shananaquet), 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Absent, 0 Abstained

Motion Carried

11:47 Public Comment: no comment

11:47 Public Comment closed

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet to set May 14, 2005, 10:00 a.m. to 1:00 p.m. at Tribal Court room for the 2006 Little Traverse Bay Bands of Odawa Indians Governmental Budget Hearing.

Vote: 5 Yes, 0 No, 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Abstained

Motion Carried

Motion made by Secretary Dexter McNamara and supported by Councilor Rita Shananaquet to accept the Chairman's verbal and written report as presented for April 3, 2005.

Vote: 5 Yes, 0 No, 2 Absent (Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.), 0 Abstained

Motion Carried

12:06 p.m. Lunch recess called

2:00 p.m. meeting reconvened

2:00 p.m. Councilor Fred Harrington, Jr. arrived

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairperson Beatrice A. Law to send a contribution of \$1000 to the Red Lake Nation Memorial fund to come from Tribal Sponsorship line item.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained
Motion Carried

2:13 P.M. Councilor Rita Shananaquet leaves

2:45 p.m. recess called

Motion made by Treasurer Alice Yellowbank and supported by Councilor Rita Shananaquet to help sponsor the Inaugural meeting of the United Indian Nations of the Great lakes hosted by the Union of Ontario Indians in the amount of \$1,000 to come from the Tribal Sponsorship line item.

2:15 P.M. Councilor Rita Shananaquet returns

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained
Motion Carried

3:02 p.m. meeting reconvened

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairperson Beatrice A. Law to amend the Election Board By-laws section 4.5 Amendments, to delete the second sentence and to insert "Any amendment adopted by the board becomes effective upon Tribal Council approval."

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet to adopt resolution #040305-01 Request for Funding from U.S Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Treatment, Little Traverse Bay Bands of Odawa Indians Fiscal Year 2005 Juvenile Treatment Drug Court.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank –yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-yes, Councilor Fred Harrington, Jr.-yes, Councilor Regina Gasco Bentley-absent
Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairperson Beatrice A. Law to adopt Resolution #040305-02 Conservation Resource Alliance application for: United States Department of Agriculture, Conservation Innovation Grant: Northern Michigan Wildlink Project.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank –yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-yes, Councilor Fred Harrington, Jr.-yes, Councilor Regina Gasco Bentley-absent
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Secretary Dexter McNamara to adopt Resolution #040305-03 Request for Funding from the U.S. Department of the Interior, Bureau of Indian Affairs, Projects Implementing Traffic Safety on Indian Reservations Little Traverse Bay Bands of Odawa Indians Traffic Safety Project – Pedestrian/Bicycle Safety.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank –yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-yes, Councilor Fred Harrington, Jr.-yes, Councilor Regina Gasco Bentley-absent

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Dexter McNamara to adopt Resolution #040305-04 Request for Funding from the U.S. Department of Health and Human Services, Health Resources and Services Administration, Maternal and Child Health Bureau Division of Child, Adolescent and Family Health, Little Traverse Bay Bands of Odawa Indians State Agency Partnerships for Promoting Child and Adolescent Mental Health Grant Program.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank –yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-no, Councilor Fred Harrington, Jr.-yes, Councilor Regina Gasco Bentley-absent

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to adopt Resolution #040305-05 Request for Funding from the Michigan Department of Community Health, Office of Drug Control Policy, FY 2005-2006 Governor's Discretionary Grants; Little Traverse Bay Bands of Odawa Indians Youth Drug Use Prevention Project.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank –yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-no, Councilor Fred Harrington, Jr.-yes, Councilor Regina Gasco Bentley-absent

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank to adopt Resolution #040305-06 Request for Funding from the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, Center for Mental Health Services, Little Traverse Bay Bands of Odawa Indians Targeted Capacity Expansion (TCE) Grant: Meeting the Mental Health Services Needs of Older Adults.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank –yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-no, Councilor Fred Harrington, Jr.-yes, Councilor Regina Gasco Bentley-absent

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to authorize the Tribal Chairman to sign the

Intergovernmental Accord between the Tribal Leaders of the Federally Recognized Indian Tribes in Michigan and the Governor of the State of Michigan Concerning Economic Development Interests provided the final draft is equivalent in subject matter to combine Draft 3 dated March 25, 2005.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Fred Harrington, Jr., to approve Enrollment list "A" - Eligible for Membership, dated March 23, 2005.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to approve Enrollment list "B" – Declination (Ineligible), dated March 23, 2005.

Vote: 4 Yes, 2 No (Secretary Dexter McNamara, Councilor Fred Harrington, Jr.), 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet to approve Burial Request #A0100 in the amount of \$8,000.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Fred Harrington, Jr., to approve Burial Request #A0101 in the amount of \$2934.50.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained

Motion Carried

4:05 p.m. Public Comment opened: Dexter McNamara

4:07 p.m. Public Comment closed

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to post proposed changes for the judicial section of the proposed statute, Constitutionally Mandated Compensation.

Vote: 5 Yes, 1 No (Councilor Rita Shananaquet), 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Councilor Rita Shananaquet to sponsor the Alliance for Lupus Research 2005 Walk in Petoskey for \$1,000 to come from the sponsorship line item and further to authorize the Alliance for Lupus Research to use the Tribal logo for the limited use of advertising activities that the Tribe has sponsored.

Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained

Motion Carried

4:38 p.m. Councilor Rita Shananaquet leaves
4:40 p.m. Councilor Rita Shananaquet returns

Motion made by Treasurer Alice Yellowbank and supported by Vice-Chairperson Beatrice A. Law for Tribal Council to attend the Tribal Summit in May, the Enrollment Training in May and the National Congress of American Indians Midyear Conference in June to include, mileage, lodging, stipend and per diem.
Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained (Councilor Rita Shananaquet)
Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairperson Beatrice A. Law for Tribal Council to attend the FY2006 budget work session on May 5-6, 2005, to include mileage, stipend, lodging and per diem.
Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet for Tribal Council to attend the June 3, 2005 for a constitutional transition work session, to include mileage, stipend, lodging and per diem.
Vote: 6 Yes, 0 No, 1 Absent (Councilor Regina Gasco Bentley), 0 Abstained
Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Councilor Fred Harrington, Jr. to adjourn.
5:09 p.m. Councilor Rita Shananaquet leaves
Vote: 5 Yes, 0 No, 2 Absent (Councilor Rita Shananaquet, Councilor Regina Gasco Bentley), 0 Abstained
Motion Carried
5:13 p.m. Meeting adjourned

These Minutes have been read and approved as written:
Approved:

Dexter McNamara, Tribal Secretary

Date